

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
WESTERN DIVISION**

JDS UNIPHASE CORPORATION BENEFITS
COMMITTEE of the JDS UNIPHASE
CORPORATION EMPLOYEE 401(k)
RETIREMENT PLAN,

Plaintiff,

v.

DAVID M. KORNACKI, as Administrator of the
Estate of Kevin P. Kornacki; MABEL TAVARES, an
individual, formerly known as MABEL D.
KORNACKI; and DOES 1 through 20, inclusive,

Defendants.

Civil Action No. 05-11499-MAP

NOTICE OF APPEARANCE

NOW COMES M. Ray Hartman III and hereby enters his appearance on behalf of the Plaintiff JDS Uniphase Corporation Benefits Committee of the JDS Uniphase Corporation Employee 401(k) Retirement Plan and counter-defendant JDS Uniphase Corporation Benefits Committee and in the above-entitled case.

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was served on counsel of record by first class
U.S. Mail, postage prepaid this 15th day of August, 2005.

A handwritten signature in black ink, appearing to read "M. Hunter", is written over a horizontal line.